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Pzena Investment Management, Inc.
and Richard S. Pzena

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
ESTHER LOWINGER,	:	
	:	Master File No. 07 CV 10524 (AKH)
Plaintiff,	:	
	:	<u>ORAL ARGUMENT REQUESTED</u>
v.	:	
	:	
PZENA INVESTMENT MANAGEMENT,	:	
INC., <u>et al.</u> ,	:	
	:	
Defendants.	:	
	:	
-----X	:	

NOTICE OF MOTION TO DISMISS

PLEASE TAKE NOTICE that upon the accompanying memorandum of law, the affidavit of Brian H. Polovoy, sworn to on May 22, 2008, together with the exhibits thereto, and all prior pleadings and papers in this action, Defendants Pzena Investment Management, Inc. and Richard S. Pzena, by and through their undersigned counsel, will move this Court, in Courtroom 14D of the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, on the 7th day of August 2008, at 9:30 a.m. or as soon thereafter as counsel may be heard, for an order dismissing the Consolidated Amended Complaint with

prejudice pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and for such other and further relief as the Court deems just and proper.

Dated: New York, New York
May 22, 2008

SHEARMAN & STERLING LLP

By: /s/ Brian H. Polovoy

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